

A REGULAR MEETING OF THE FAUQUIER COUNTY BOARD OF SUPERVISORS WAS HELD MAY 6, 1997 AT 9:30 A.M. IN WARRENTON, VIRGINIA

P R E S E N T Mr. David C. Mangum, Chairman; Mr. James G. Brumfield, Vice Chairman; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks; Mr. G. Robert Lee, County Administrator; Mr. Paul S. McCulla, County Attorney

#### ADOPTION OF THE AGENDA

Mr. Brumfield moved to adopt the Agenda. Mr. Weeks seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks  
Nays: None  
Absent During Vote: None  
Abstention: None

#### EMPLOYEE OF THE MONTH

Mr. Brumfield moved to adopt the following resolution. Mr. Burton seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks  
Nays: None  
Absent During Vote: None  
Abstention: None

#### RESOLUTION

A RESOLUTION TO RECOGNIZE JAMES F. SIZEMORE AS THE FAUQUIER COUNTY EMPLOYEE OF THE MONTH FOR MAY 1997

WHEREAS, the Fauquier County Board of Supervisors recognizes that the County's employees are its most valuable resource; and

WHEREAS, effective July 16, 1991, the Board of Supervisors approved the resolution to establish the Employee Awards Program; and

WHEREAS, the Board of Supervisors selects one employee from those nominated, based upon the merits of outstanding performance and productivity, positive job attitude and other noteworthy contributions to the County; and

WHEREAS, James F. Sizemore, Investigator in the Sheriff's Department, Criminal Investigation Division, was nominated for the Employee of the Month Award; and

WHEREAS, James F. Sizemore has been employed with the Sheriff's Department since February 1992; and

WHEREAS, since being assigned to the Vice Narcotic Section, James F.

Sizemore has literally computerized that section by developing and maintaining the Drug Trak IV Program which has all information on any drug case worked and suspect information; and

WHEREAS, James F. Sizemore's willingness to assist other jurisdictions and the Federal Task Force in providing important information has lead to the closure of numerous cases; and

WHEREAS, James F. Sizemore's "can-do" attitude and willingness to assist others in a pleasant and competent manner has earned him the reputation among his co-workers as a "team-player"; and

WHEREAS, James F. Sizemore's accomplishments, dedication, and loyalty demonstrate his individual commitment to Fauquier County; now, therefore, be it

RESOLVED, by the Fauquier County Board of Supervisors this 6th day of May 1997, That James F. Sizemore be, and is hereby, recognized as the Fauquier County Employee of the Month for May 1997; and, be it

RESOLVED FURTHER, That the Fauquier County Board of Supervisors extends gratitude to James F. Sizemore for his outstanding performance and dedicated service; and, be it

RESOLVED FINALLY, That James F. Sizemore is hereby entitled to all of the rights and privileges associated with this award.

Mr. Mangum presented Mr. Sizemore with a copy of the resolution, a certificate, a paperweight, and \$100.00.

#### CITIZENS TIME

Leland Flory, Mildred Riddell, and Sue Scheer asked the Board to consider other alternatives to improving Route 28 instead of four-laning.

#### CONSENT AGENDA

Mr. Brumfield moved to adopt the following Consent Agenda items. Mr. Weeks seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry

L. Weeks

Nays: None

Absent During Vote: None

Abstention: None

Minutes of the April 15, 1997 Regular Meeting and the April 22, 1997 Adjourned Meeting

A Resolution to Set an Adjourned Meeting for May 7, 1997 at 4:30 p.m. at the Midland United Methodist Church for a Route 28 Information Meeting

## RESOLUTION

Be It Resolved by the Fauquier County Board of Supervisors this 6th day of May 1997, That an adjourned meeting be, and is hereby, scheduled for May 7, 1997 at 4:30 p.m. at the Midland United Methodist Church for a Route 28 information meeting.

A Resolution Authorizing Issuance of a Letter of Commendation and Congratulations to the Commanding General of Quantico Marine Corps Recognizing the 80th Anniversary of the Founding of Quantico

## RESOLUTION

Be It Resolved by the Fauquier County Board of Supervisors this 6th day of May 1997, That the Chairman be, and is hereby, directed to sign and transmit to the Commanding General of the Quantico Marine Corps Base the attached letter of commendation and congratulations.

A Resolution to Donate Funds to People Helping People for Community Development Fees Paid

## RESOLUTION

A RESOLUTION TO DONATE FUNDS TO PEOPLE HELPING  
PEOPLE FOR COMMUNITY DEVELOPMENT FEES PAID

WHEREAS, the Fee Policy of the Fauquier County Board of Supervisors permits a donation upon request for nonprofit organizations that are eligible under Virginia law to receive funds from a public body; and

WHEREAS, People Helping People of Fauquier County, Inc. paid to the County of Fauquier the sum of \$531.87 for a site plan and building permit to construct a building for the Fauquier Clothing Center; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 6th day of May 1997, That the amount of \$531.87 be, and is hereby, approved as a donation to refund community development fees paid.

FY 1997 Supplemental Appropriations

## RESOLUTION

A RESOLUTION TO APPROPRIATE FUNDS

WHEREAS, the Board of Supervisors is charged by the Code of Virginia with the preparation of an annual budget for Fauquier County; and

WHEREAS, this annual budget is a plan of how funds received by the County will be used to meet the needs of the citizens of the County; and

WHEREAS, during the course of the fiscal year, certain events occur which necessitate changing the budget plan by increasing a department's total budget; and

WHEREAS, funds needed to increase a department's budget must come from an outside source such as State, Federal, grant or other local source such as the County's Reserve for Contingency; and

WHEREAS, proper justification for funding adjustments has been presented as outlined below:

School Division: Text books, Cedar Lee Parking Area, Trailer Repair \$666,000  
School Division: Appropriation of local revenue for fuel charges \$26,873  
Social Services: Appropriation of federal revenue for day care system \$176,200  
Total \$869,073

to the Board of Supervisors; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 6th day of May 1997, That the sum of \$869,073 be appropriated and is hereby approved.

A Proclamation to Declare the Week of May 18-24, 1997 as Emergency Medical Services Week

#### PROCLAMATION

A PROCLAMATION TO DESIGNATE THE WEEK OF  
MAY 18-24, 1997 AS EMERGENCY MEDICAL SERVICES WEEK

WHEREAS, access to quality emergency medical care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and

WHEREAS, emergency medical services providers have traditionally served as the safety net of America's health care system; and

WHEREAS, the Fauquier County Board of Supervisors believes outstanding services were delivered to its citizens by all of its dedicated citizen volunteers and public servants and wishes to acknowledge the services of all who participated; and

WHEREAS, emergency medical services teams consist of emergency physicians, emergency nurses, emergency medical technicians, paramedics, firefighters, educators, administrators, and others; and

WHEREAS, it is appropriate to recognize the value and the accomplishments of emergency medical services providers by designating Emergency Medical Services Week; now, therefore, be it

PROCLAIMED by the Fauquier County Board of Supervisors this 6th day of May 1997, That the week of May 18-24, 1997 be, and is hereby, proclaimed as Emergency Medical Services Week and the Board encourages the community to observe this week with appropriate programs, ceremonies and activities; and, be it

PROCLAIMED FURTHER, That the members of the Fauquier County Emergency Medical Team, specifically the Fauquier Hospital, the Operational Medical Director Dr. Donald Graham, the Fauquier Hospital Emergency Room Staff, the Office of Emergency Services, and the Fauquier Fire and Rescue Association and its 13 member companies: Warrenton Volunteer Fire Company, Remington Volunteer Fire and Rescue Company, Marshall Volunteer Fire

Company, The Plains Volunteer Fire and Rescue Company, Upperville Volunteer Fire Company, Warrenton Volunteer Rescue Squad, Catlett Volunteer Fire Company, Goldvein Volunteer Fire and Rescue Company, Marshall Volunteer Rescue Squad, New Baltimore Volunteer Fire and Rescue Company, Orlean Volunteer Fire Company, Cedar Run Volunteer Rescue Squad, and Lois Volunteer Fire Company be, and are hereby, commended for the services provided to the community day-in and day-out.

El Dorado Subdivision Preliminary Plat Amendment

No action was taken.

Lee's Glen Subdivision Amended Preliminary Plat

No action was taken.

Malaty Subdivision Preliminary Plat

No action was taken.

Woodward Subdivision Preliminary Plat

No action was taken.

A RESOLUTION TO DECLARE THE FOUR-LANING OF ROUTE 28 THE COUNTY'S NUMBER ONE PRIORITY FOR FUNDING IN THE VIRGINIA DEPARTMENT OF TRANSPORTATION'S SIX-YEAR PLAN

Mr. Burton moved to adopt the following resolution. Mr. Mangum seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks  
Nays: None  
Absent During Vote: None  
Abstention: None

RESOLUTION

A RESOLUTION TO MAKE THE FOUR-LANING OF ROUTE 28 THE COUNTY'S NUMBER ONE PRIORITY FOR FUNDING FROM THE VIRGINIA DEPARTMENT OF TRANSPORTATION'S SIX YEAR PLAN FOR INTERSTATE, PRIMARY, AND URBAN FUNDS.

WHEREAS, Fauquier County has identified Route 28 between the Prince William County line and its intersection with Route 29 as the County's most dangerous roadway; and

WHEREAS, There has been 93 accidents and 14 motorists killed on Route 28 on the twenty-one mile section of Route 28 from Manassas through Fauquier County since 1992; and

WHEREAS, The Virginia Department of Transportation has recently taken

interim measures to make Route 28 safer by lowering the speed limit on the road to 45 miles per hour; now therefore, be it

RESOLVED, By the Fauquier County Board of Supervisors this 6th day of May 1997, That Fauquier County's number one priority for funds from the Virginia Department of Transportation's Six Year Plan for Interstate, Primary, and Urban funds is the widening (four-laning) of Route 28 from the Prince William County line to its intersection with Route 29 and that the County's second priority is the Opal interchange project; and, be it

RESOLVED FURTHER, That a copy of this Resolution be sent to the Virginia Department of Transportation.

A RESOLUTION TO SET A WORK SESSION TO DISCUSS THE WAL-MART SPECIAL EXCEPTION

Mr. Weeks moved to adopt the following resolution. Mr. Brumfield seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks  
 Nays: None  
 Absent During Vote: None  
 Abstention: None

RESOLUTION

Be It Resolved by the Fauquier County Board of Supervisors this 6th day of May 1997, That a work session be, and is hereby, scheduled for May 20, 1997 in the 4th floor conference room of the Circuit Court and Office Building.

REZONING REQUEST IN THE VILLAGE OF ORLEAN - FOUR SEASONS, INC., OWNER, AND THE FAUQUIER COUNTY BOARD OF SUPERVISORS, APPLICANT

A public hearing was held April 15, 1997 to consider a request from Four Seasons, Inc., Owner, and the Fauquier County Board of Supervisors, Applicant, to rezone a 0.5 acre parcel from Village Residential to Village Commercial. The property is located in the Village of Orlean on the west side of Leeds Manor Road (Route 688) just south of the intersection of John Barton Payne Road (Route 732), Marshall District. Mr. Green moved to adopt the following ordinance. Mr. Weeks seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks  
 Nays: None  
 Absent During Vote: None  
 Abstention: None

ORDINANCE

AN ORDINANCE TO APPROVE REZONING REQUEST #RZ 97-M-04,  
VILLAGE OF ORLEAN (FOUR SEASONS INCORPORATED PROPERTY)

WHEREAS, the Board of Supervisors has initiated a request to amend the Fauquier County Zoning Map by changing the designation for a 0.5 acre parcel in the Village of Orlean from Village Residential (V) to VC (Village Commercial); and

WHEREAS, this rezoning request was filed in accordance with all of the provisions of Article 13-202 of the Fauquier County Zoning Ordinance; and

WHEREAS, this 0.5 acre parcel has supported a commercial use for approximately 70 years; and

WHEREAS, there is currently a lack of commercial land in the Village of Orlean which is contradictory to the Comprehensive Plan definition for villages providing a mixture of land uses; and

WHEREAS, the Fauquier County Planning Commission held a public hearing on March 27, 1997, regarding this rezoning request and recommended approval; and

WHEREAS, the Board of Supervisors on April 15, 1997, held a public hearing on this rezoning Request; and

WHEREAS, by the adoption of this Ordinance the Board of Supervisors has determined that the public necessity, convenience, general welfare, or good zoning practice is satisfied by this amendment to the Fauquier County Zoning map; now, therefore, be it

ORDAINED, by the Fauquier County Board of Supervisors this 6th day of May, 1997, That Rezoning Request #RZ 97-M-04 to change the zoning designation for a 0.5 acre parcel on Leeds Manor Road (Route 688) , identified as parcel identification number 6935-66-0786-000, from village residential (V) to village commercial (VC) be, and is hereby, approved..

ZONING ORDINANCE TEXT AMENDMENT - BEALETON STATION LIMITED  
PARTNERSHIP, OWNER, AND REALTY MANAGEMENT ASSOCIATES, INC.,  
APPLICANT

A public hearing was held on February 18, 1997, to consider a Zoning Ordinance Text Amendment filed by Bealeton Station Limited Partnership and Realty Management Associates, Inc. to allow housing developments and businesses to have off-site signs at an intersection where the owner may or may not own the property. Mr. Mangum moved to adopt the following ordinance. Mr. Brumfield seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr.  
Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry  
L. Weeks

Nays: None  
Absent During Vote: None  
Abstention: None

ORDINANCE

AN ORDINANCE TO ADD SECTION 8-1501 3 J.4., FREESTANDING SIGNS

WHEREAS, by the adoption of this Ordinance the Board of Supervisors has determined that the public necessity, convenience, general welfare, or good zoning practice require amendments to the Fauquier County Zoning Ordinance; now, therefore, be it

ORDAINED by the Fauquier County Board of Supervisors this 6th day of May 1997, That Section 8-1501 3.J, Freestanding Signs, of the Fauquier County Zoning Ordinance be, and is hereby, added as follows:

8-1501 3. J.

(4) One free standing sign shall be allowed in commercial and industrial zones not exceeding five feet by four feet in area for the purpose of identifying the use by name, address, use description and telephone number. The sign shall be located on the lot upon which the use is located or upon any lot which is adjacent to the lot upon which the use is located, provided that the adjacent lot is owned by the same owner of the lot upon which the use is located. Any sign located on an adjacent lot under the authority of this subsection shall be in lieu of any other sign permitted under this Section.

A RESOLUTION ENDORSING AN ALTERNATIVE FOR THE PROPOSED  
OPAL INTERCHANGE

Mr. Mangum moved to table the decision regarding an alternative for the proposed Opal interchange in order to have a work session and to obtain more information on the issue. Mr. Weeks seconded and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr.  
Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry  
L. Weeks  
Nays: None  
Absent During Vote: None  
Abstention: None

AUTHORIZATION TO SEND A LETTER TO THE SERVICE DISTRICT  
FUNDING OPTIONS COMMITTEE REGARDING SERVICES TO THE ROUTE  
28 CORRIDOR

Mr. Weeks moved to adopt the following resolution. Mr. Brumfield seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr.  
Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry  
L. Weeks  
Nays: None  
Absent During Vote: None  
Abstention: None

RESOLUTION

Be It Resolved by the Fauquier County Board of Supervisors this 6th day of May 1997, That Chairman Mangum be, and is hereby, authorized to send a letter to the Service District Funding Options Committee requesting that the Committee narrow its original scope and concentrate on the development of a

detailed feasibility analysis of service alternatives B-1 and B-2 as identified in the Preliminary Engineering Report prepared by Rummel, Klepper and Kahl.

A RESOLUTION TO DIRECT THE COUNTY ADMINISTRATOR AND STAFF  
TO DISCONTINUE THE EXTENDED HOURS PILOT PROGRAM

Mr. Brumfield moved to adopt the following resolution. Mr. Weeks seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr.  
Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry  
L. Weeks

Nays: None

Absent During Vote: None

Abstention: None

RESOLUTION

A RESOLUTION TO DIRECT THE COUNTY ADMINISTRATOR AND  
STAFF TO DISCONTINUE THE EXTENDED HOURS PILOT PROGRAM

WHEREAS, the Board of Supervisors adopted as one of its objectives for 1997 the "Implementation of an expanded plan to provide and enhance citizen access to government by February 1997;" and

WHEREAS, the Board of Supervisors directed that selected County government agencies participate in an extended hours pilot program beginning April 1, 1997, wherein four County departments would remain open an extra 2.5 hours each Wednesday evening to serve the public; and

WHEREAS, the Board of Supervisors directed that the pilot program be widely publicized and that detailed records be kept denoting the type and level of program utilization so that an evaluation could be made as to whether to continue and/or broaden the pilot program; and

WHEREAS, based upon the utilization information collected by the participating departments for the first month's utilization, it does not appear that sufficient citizen demand exists to justify the additional costs and staff time associated with the provision of the extended hours program; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 6th day of May 1997, That the Board of Supervisors does hereby direct the County Administrator and staff to discontinue the evening extended hours pilot program effective May 14, 1997; and, be it

RESOLVED FURTHER, That the Board of Supervisors does hereby direct the County Administrator to continue to seek means to efficiently and effectively increase citizen access to governmental services wherever possible.

PROPOSED REFERENDUM ON ISSUANCE OF \$12,000,000 IN SCHOOL  
BONDS FOR RENOVATIONS AND EXPANSION TO CENTRAL  
ELEMENTARY SCHOOL AND MIDDLE SCHOOLS

Mr. Weeks moved to table the decision regarding a proposed referendum

on issuance of \$12,000,000 in school bonds for renovations and expansion to Central Elementary School and Middle School in order for more information to be obtained. Mr. Burton seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks  
Nays: None  
Absent During Vote: None  
Abstention: None

#### APPOINTMENTS

Mr. Brumfield moved to reappoint Pat Sharer to the Disability Services Board for a three-year term. Mr. Burton seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks  
Nays: None  
Absent During Vote: None  
Abstention: None

Mr. Weeks moved to appoint Greg Ashwell to the Virginia Alcohol Safety Action Program (ASAP) to fill an unexpired term until December 31, 1999. Mr. Brumfield seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks  
Nays: None  
Absent During Vote: None  
Abstention: None

Mr. Mangum moved to appoint Bill Frazier to the Rappahannock River Study Committee to serve as an alternate for Jim Green. Mr. Burton seconded, and the vote for the motion was 2 to 3 as follows:

Ayes: Mr. David C. Mangum; Mr. Wilbur W. Burton  
Nays: Mr. James G. Brumfield; Mr. James R. Green, Jr.; Mr. Larry L. Weeks  
Absent During Vote: None  
Abstention: None

Mr. Brumfield moved to appoint Thomas Kirk to the Lord Fairfax Community College Board for a four-year term. Mr. Weeks seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks

Nays: None  
Absent During Vote: None  
Abstention: None

## EXECUTIVE SESSION

Mr. Mangum moved to go into executive session pursuant to Virginia Code Section 2.1-344(A)(3) for discussion or consideration of the condition, acquisition or use of real property for public purposes. Mr. Weeks seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks  
Nays: None  
Absent During Vote: None  
Abstention: None

Upon reconvening from executive session, Mr. Mangum moved to adopt the following certification. Mr. Weeks seconded.

## CERTIFICATION OF EXECUTIVE MEETING

WHEREAS, the Fauquier County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provision of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1 of the Code of Virginia requires a certification by this Board of Supervisors that such executive meeting was conducted in conformity with Virginia Law; now, therefore, be it

RESOLVED this 6th day of May 1997, That the Fauquier County Board of Supervisors certifies that, to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the executive meeting were heard, discussed or considered by the Fauquier County Board of Supervisors.

## VOTE:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks  
Nays:  
Absent During Vote:  
Absent During Meeting:

With no further business, the meeting was adjourned.